

REDACTED

BEFORE THE BOARD OF MEDICAL QUALITY ASSURANCE
DIVISION OF MEDICAL QUALITY
STATE OF CALIFORNIA

In the Matter of the Accusation
Against:

NOEL LOUIS MORLOCK, M.D.
2423 W. Williams Road
Oak Harbor, Washington 98277
License No. C-36316

No. D-2383

N 13850


Respondent.

DECISION

The attached Proposed Decision of the Administrative Law
Judge is hereby adopted by the Board of Medical Quality
Assurance as its Decision in the
above-entitled matter.

This Decision shall become effective on July 17, 1980.

IT IS SO ORDERED June 17, 1980.


EUGENE C. FELDMAN, M.D.
President

BEFORE THE BOARD OF MEDICAL QUALITY ASSURANCE
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In the Matter of the Accusation)
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Respondent.)

PROPOSED DECISION

This matter came on regularly for hearing before Philip V. Sarkisian, administrative law judge of the Office of Administrative Hearings, at San Francisco, California, on May 13, 1980. David M. Galie, deputy attorney general, represented the complainant. There was no appearance by the respondent. Documentary evidence was introduced and the case was submitted.

The following decision is proposed, certified, and recommended for adoption:

FINDINGS OF FACT

I

Robert Rowland is the executive secretary of the Board of Medical Quality Assurance, State of California (hereinafter "Board"). He made the accusation in his official capacity and not otherwise.

II

On January 30, 1975 respondent Noel Louis Morlock, M.D., was issued physician and surgeon certificate number C-36316 by the Board. At all times material herein this certificate was in full force and effect, and is in good

standing. Respondent's address of record is 2423 W. Williams Road, Oak Harbor, Washington 98277.

XII

On February 23, 1975 the Medical Disciplinary Board of the State of Washington issued an order revoking respondent's Washington license. The order of revocation was stayed on the following terms and conditions:

- "(a) Doctor Morlock shall serve a five-year period of probation.
- "(b) Doctor Morlock shall obtain consultation by another licensed physician in all cases where discontinuance of any life-sustaining treatment is contemplated.
- "(c) Doctor Morlock shall notify the Board of all hospitals in which he has practice privileges in order for the Board to obtain semi-annual reports of Doctor Morlock's practice privilege statuses.
- "(d) Any action of the same or similar nature to that upon which this order is based shall result in the revocation of Doctor Morlock's license to practice medicine in the State of Washington."

IV

The only evidence introduced concerning the nature of the misconduct resulting in the disciplinary action by the Washington Medical Disciplinary Board was a certified copy of that Board's Statement of Charges, Findings of Fact, Conclusions of Law, and Order.

The complete Findings of Fact by the Medical Disciplinary Board of Washington are as follows:

"II. FINDINGS OF FACT

"2.1 JURISDICTION: That at all times material hereto, Noel L. Morlock was a licensed physician and surgeon in the state of Washington.

"2.2 UNNATURAL DEATH: That on or about June 26, 1978, Dr. Morlock discontinued the respirator and extubated his patient, Bernice M. T [REDACTED], when he knew:

- "(a) that she was being treated with and affected by Pavulon (pancuronium), a paralyzing agent; and
- "(b) that termination of the respirator meant certain death, and that Bernice M. T [REDACTED] did die within a few minutes thereafter as a direct result of his actions."

v

No evidence of mitigation or rehabilitation was offered.

DETERMINATION OF ISSUES

Cause for discipline exists pursuant to Business and Professions Code section 2363.

ORDER

Respondent's certificate is revoked.

DATED: May 14, 1980

Philip V. Sarkisian
PHILIP V. SARKISIAN
Administrative Law Judge

FVS:map

BEFORE THE BOARD OF MEDICAL QUALITY ASSURANCE
DIVISION OF MEDICAL QUALITY
STATE OF CALIFORNIA

In the Matter of the Accusation)
Against:)

NOEL LOUIS MORLOCK, M.D.)
2423 W. Williams Road)
Oak Harbor, Washington 98277)
License No. C-36316)

Respondent.)

No. D-2383

N 13850

ORDER CORRECTING DATE
IN PROPOSED DECISION

Good cause appearing therefore, it is hereby ordered
that the reference in paragraph III of the Proposed Decision
herein to "February 23, 1975" is hereby changed to "February
23, 1979."

DATED: May 21, 1980

Philip V. Sarkisian
PHILIP V. SARKISIAN
Administrative Law Judge

PVS:map

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2 of the State of California
3 DAVID M. GALIE
4 Deputy Attorney General
5 6000 State Building
6 San Francisco, California 94102
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8 Attorneys for Complainant

9 BEFORE THE BOARD OF MEDICAL QUALITY ASSURANCE
10 DIVISION OF MEDICAL QUALITY
11 STATE OF CALIFORNIA

12 In the Matter of the Accusation

13 Against:

No. D-2383

14 NOEL LOUIS MORLOCK, M.D.
15 2423 W. Williams Road
16 Oak Harbor, Washington 98277
17 License No. C-36316

ACCUSATION

18 Respondent.

19 Comes now Robert Rowland who charges and alleges
20 as follows.

21 1. That he is the Executive Director of the Board of
22 Medical Quality Assurance, State of California (hereinafter
23 "Board"), and makes these allegations in his official capacity
24 and not otherwise.

25 2. That on or about January 30, 1975, respondent
26 Noel Louis Morlock, M.D., was issued physician and surgeon
27 certificate number C-36316 by the Board. At all times material
herein this certificate was in full force and effect, and is in
good standing.

1 3. That on or about February 23, 1975 the Medical
2 Disciplinary Board of the State of Washington issued an Order
3 revoking respondent's Washington license, revocation stayed on
4 the following terms and conditions:

5 (a) Doctor Morlock shall serve a five year period
6 of probation.

7 (b) Doctor Morlock shall obtain consultation by
8 another licensed physician in all cases where discontinuance of
9 any life-sustaining treatment is contemplated.

10 (c) Doctor Morlock shall notify the Board of all
11 hospitals in which he has practice privileges in order for the
12 Board to obtain semi-annual reports of Doctor Morlock's
13 practice privilege statuses.

14 (d) Any action of the same or similar nature to that
15 upon which this order is based shall result in the revocation
16 of Doctor Morlock's license to practice medicine in the State
17 of Washington.

18 4. Under Business and Professions Code section 2363,
19 the suspension or revocation by another state of a license or
20 certificate to practice medicine issued by that state to a
21 person also holding a certificate issued by this Board, is
22 grounds for suspension or revocation of the certificate issued
23 by this Board.

24 //


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27 //

1 WHEREFORE, complainant prays that a hearing be held
2 and that the Board suspend or revoke respondent's certificate
3 Number C-36316, or take such other action as it may deem
4 appropriate.

5 DATED: August 15, 1979
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ROBERT ROWLAND
Executive Director
Board of Medical Quality Assurance
State of California

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